Form PTO-1083

In RE application of

K. SUZUKI et al

Serial No.:

10/659,398

DISK ARRAY APPARATUS AND METHOD FOR

CONTROLLING THE SAME

Patent

Case Docket No. 500.43116X00

Group Art Unit: 2187

Examiner: N.G. Moazzami

OR

Comissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

For:

Transmitted herewith is an Amendment in the above-identified application.

Small entity of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.

A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.

No additional fee is required.

The fee has been calculated as shown below:

	(Col. 1)		(0	Col. 2)	(Col. 3)
	Claims Remaining After Amendment		Highest No. Previously Paid For		Present Extra
Total	29	Minus	**	20	9
Indep.	6	Minus	***	5	1
First	presentation of	Multiple De	pende	nt Claims	

	SMALL ENTITY					
	Rate	Additional Fee				
	X 25	\$				
i	X 100	\$				
	X 180	\$				
	Total	\$.				

OTHER THAN A SMALL ENTITY Addditional Rate Fee X 50 \$400 X 200 \$200 X 360 Total \$600

If the entry in Col. 1 is less than the entry in Col. 2, write "0" in col. 3.

If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write '20' in this space.

If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write '3' in this space. The 'Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior Amendment or the number of claims originally filed.

Please charge my Deposit Account No. 50-1417 in the amount of \$\frac{\$}{2}\$

A Credit Card Payment Form in the amount of \$ 600.00 is attached 1 indep. and 9 depend. claims.

The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayments to Deposit Account No. 50-1417.

X Any filing fees under 37 CFR 1.16 for the presentation of extra claims.

Any patent application processing fees under 37 CFR 1.17.

 \bowtie Any Extension of Time fees that are necessary, which are hereby requested if necessary.

Mattingly, Stanger, Malur & Brundidge, P.C. 1800 Diagonal Road, Suite 370 Alexandria, Virginia 22312

Tel: (703) 684-1120 Fax: (703) 684-1157 Shrinath Malur, Reg. No. 34,663

Attorney for Applicant(s)

Date: February 6, 2006

FEB 0 6 1006 PER 1006

Appl. No.

10/659,398

Confirmation No. 3772

Applicant

K. SUZUKI, et al

Filed

September 11, 2003

Title

DISK ARRAY APPARATUS AND METHOD FOR

CONTROLLING THE SAME

TC/AU

2187

Examiner

N.G. Moazzami

Docket No. :

500.43116X00

Customer No.:

24956

Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

<u>AMENDMENT</u>

Sir:

In response to the Office Action of November 15, 2005, please amend the above-identified application as follows.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks / Arguments begin on page 17 of this paper.

02/07/2006 HALIII 00000070 501417 10659398

01 FC:1201 200.00 OP 02 FC:1202 50.00 DA 400.00 OP